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9 Attorneys for Defendant
Specially Appearing Defendant DAIMLER AG
10 (formerly known as "DaimlerChrysler AG")

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

14 SHELLEY P. ROBINSON, et al.,

15 Plaintiffs,

16 v.

17 DAIMLERCHRYSLER AG, et al.,

18 Defendants.

No. 3:07cv03258-SC

**SPECIALLY APPEARING
DEFENDANT DAIMLER AG'S
NOTICE OF MOTION AND MOTION
TO DISMISS FOR LACK OF
PERSONAL JURISDICTION**

19 Date: November 30, 2007
Time: 10:00 a.m.
Courtroom: 1
20 Judge: Hon. Samuel Conti

21 Complaint Filed: 6/20/07
Trial Date: N/A

22 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

23 PLEASE TAKE NOTICE THAT on November 30, 2007 at 10:00 a.m. or as
24 soon thereafter as the matter may be heard in the courtroom of the Honorable Samuel
25 Conti, located at 450 Golden Gate Avenue, Courtroom 1, Seventeenth Floor, San
26 Francisco, California 94102, Specially Appearing Defendant Daimler AG (formerly
27 known as "DaimlerChrysler AG") will and hereby does move this Court for an Order
28 dismissing it from this action pursuant to Federal Rule of Civil Procedure Rule 12(b)(2).

1 Said motion will be made on the ground that the Court lacks power to exercise personal
2 jurisdiction over Specially Appearing Defendant Daimler AG, as Daimler AG does not
3 have the requisite minimum contacts with the State of California to support such
4 jurisdiction.

5 This motion is brought pursuant to Rule 12(b)(2) of the Federal Rules of Civil
6 Procedure and is based upon this Notice of Motion and Motion, the accompanying
7 Memorandum of Points and Authorities, the accompanying Declarations of Paul Hecht,
8 Micki S. Singer and Jonathan Yank, the pleadings and papers filed herein, and upon such
9 other matters as may be presented to the Court at the time of hearing.

10 Dated: October 17, 2007

11 CARROLL, BURDICK & McDONOUGH LLP
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13 By _____ /s/
14 David M. Rice
15 Attorneys for Specially Appearing Defendant
16 DAIMLER AG (formerly known as
17 "DaimlerChrysler AG")
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